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Attorneys for Plaintiff and Counter-Defendant CENTOCOR ORTHO BIOTECH, INC. and Third-Party Defendants GLOBAL PHARMACEUTICAL SUPPLY GROUP, LLC, CENTOCOR BIOLOGICS, LLC and JOM PHARMACEUTICAL SERVICES, INC.

IN THE UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

CENTOCOR ORTHO BIOTECH,
INC.,

Plaintiff,

v.

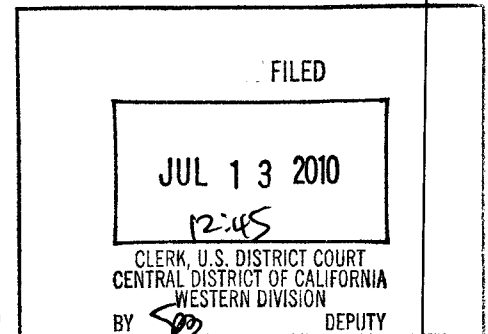
GENENTECH, INC. and CITY OF
HOPE,

Defendants.

Case No. CV 08-03573 MRP (JEMx)

**CENTOCOR ORTHO BIOTECH,
INC. AND ITS COUNTER-
DEFENDANT AFFILIATES'
APPLICATION TO FILE UNDER
SEAL:**

**DECLARATION OF MATTHEW
PEARSON IN SUPPORT OF
CENTOCOR ORTHO BIOTECH,**



1 AND RELATED COUNTER AND
2 THIRD-PARTY ACTIONS.

3 **INC. AND ITS COUNTER**
4 **DEFENDANT AFFILIATES'**
5 **MOTIONS FOR SUMMARY**
6 **JUDGMENT AND MOTION FOR**
7 **CONSTRUCTION OF CLAIM**
8 **TERM "IMMUNOGLOBULIN"**
9 **(MOTION NOS. 1-6)**

10 Date: August 17, 2010
11 Time: TBA
12 Place: Hon. Mariana Pfazler,
13 Courtroom 12

14 Pursuant to Local Rule 79-5.1, Plaintiff Centocor Ortho Biotech, Inc.
15 ("Centocor") and its Cross-Defendant Affiliates seek leave to file the following
16 documents under seal:

- 17 1. Declaration of Matthew Pearson in Support of Centocor Ortho BioTech,
18 Inc. and its Cross Defendant Affiliates' Motions for Summary Judgment
19 and Motion For Construction of Claim Term "Immunoglobulin"
20 (Motion Nos. 1-6) ("Declaration").

21 The document to be filed under seal refers to confidential documents that are
22 subject to confidentiality provisions. Specifically, the Declaration cites to and
23 describes various supporting exhibits, including Exhibits 16-19 22-25, 27, 28, 32, 34-
24 36 and 39 which contain confidential details regarding Genentech's pharmaceutical
25 research and development. These exhibits have been designated as Confidential
26 pursuant to the terms of the Protective Order.

27 Also, balancing the potential harm to Centocor, Genentech and third parties if
28 the sensitive business information is released into the public with the relatively low
public harm for nondisclosure of this information favors prohibiting disclosure.

1 For the foregoing reasons, Centocor respectfully requests that the Court grant
2 this Application and order the aforementioned document be filed under seal.

3 Dated: July 12, 2010

Respectfully submitted,

4 CONNOLLY BOVE LODGE & HUTZ LLP

5 By: _____



Keith D. Fraser

6 Attorneys for Plaintiff CENTOCOR ORTHO BIOTECH,
7 INC. and Third-Party Defendants GLOBAL
8 PHARMACUETICAL SUPPLY GROUP, LLC,
9 CENTOCOR BIOLOGICS, LLC and JOM
10 PHARMACEUTICAL SERVICES, INC. LLC and JOM
11 PHARMACUETICAL SERVICES, INC.